

RULE 63 (37 C.F.R. 1.63)
INVENTORS DECLARATION FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

BOOM LIFT VEHICLE AND METHOD OF CONTROLLING LIFTING FUNCTIONS

the specification of which (check applicable box(es)):

☐ is attached hereto
☒ was filed on February 26, 2004 as U.S. Application Serial No. 10/786,164 (Atty. Dkt. No. 3638-115)
☐ was filed as PCT International application No. _____ on _____
 and (if applicable to U.S. or PCT application) was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

Priority Foreign Application(s):

Application Number

Country

Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

Application Number

Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT international applications listed above or below.

Prior U.S./PCT Application(s):

Application Serial No.

Day/Month/Year Filed

Status: patented
pending, abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And on behalf of the owner(s) hereof, I hereby ask that all correspondence in this matter be directed to:

Customer Number: 23117

1.	Inventor's Signature: <u><i>Andrew Jay Bean</i></u>	Date: <u>MAR 15, 2004</u>
	Inventor: Andrew (first) Jay (last) Bean (last) MI (state/country) United States (citizenship)	
	Residence: (city) Greencastle (state/country) Pennsylvania	
	Mailing Address: 3652 Brook Street, Greencastle, Pennsylvania (Zip Code) 17225	
2.	Inventor's Signature: <u><i>James Latin Smith</i></u>	Date: <u>15 MARCH 2004</u>
	Inventor: James (first) Latin (last) Smith (last) MI (state/country) United Kingdom (citizenship)	
	Residence: (city) Chambersburg (state/country) Pennsylvania	
	Mailing Address: 36 Emerald Drive, Chambersburg, Pennsylvania (Zip Code) 17201	

[] See attached sheet(s) for additional inventor(s) information!!



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

BEAN et al.

Atty. Ref.: 3638-115

Serial No. 10/786,164

TC/A.U.: Not Yet Assigned

Filed: February 26, 2004

Examiner: Not Yet Assigned

For: BOOM LIFT VEHICLE AND METHOD OF
CONTROLLING LIFTING FUNCTIONS

* * * * *

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

**EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY
AND EXCLUSIVE PROSECUTION HEREAFTER BY
ASSIGNEE UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

JLG Industries, Inc., being the owner of all right, title and interest in the above-identified patent application, hereby revokes all previous powers of attorney in this case, if any, and hereby appoints the attorneys of **Customer Number 23117** individually and collectively its attorneys to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith, and with the resulting patent.

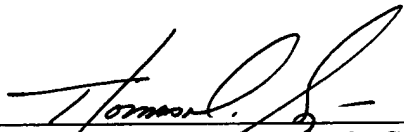
JLG Industries, Inc. also authorizes Nixon & Vanderhye to act and rely solely on instructions communicated from the person, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner.

Certificate Under 37 C.F.R. §3.73(b)

JLG Industries, Inc., a corporation having a place of business at 1 JLG Drive, McConnellsburg, Pennsylvania 17233-9533 states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors to the aforesaid assignee, a copy of the assignment being attached.

The undersigned (whose title is typed below) is empowered to sign this statement on behalf of JLG Industries, Inc..

JLG Industries, Inc.

March 15, 2004 By: 
Date Name: Thomas D. Singer
Title: Senior Vice President
and General Counsel

Attachment: Copy of Assignment

COPY

3638-115

ASSIGNMENT FOR PATENT APPLICATION
(All Rights)

WHEREAS, Andrew Jay Bean and James Latin Smith (hereinafter ASSIGNORS), of 3652 Brook Street, Greencastle, Pennsylvania 17225 and 36 Emerald Drive, Chambersburg, Pennsylvania 17201, respectively, have invented a certain improvement in BOOM LIFT VEHICLE AND METHOD OF CONTROLLING LIFTING FUNCTIONS for which a so-entitled application for Letters Patent of the United States was filed in the United States Patent and Trademark Office on February 26, 2004 under Serial No. 10/786,164;

WHEREAS, JLG Industries, Inc. (hereinafter ASSIGNEE), a corporation of the State of Pennsylvania, having an office and place of business at 1 JLG Drive, McConnellsburg, Pennsylvania 17233-9533, is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the said ASSIGNORS by these presents hereby sell, assign, and transfer unto the said ASSIGNEE, its successors, assigns, and legal representatives, ASSIGNORS' entire right, title and interest in the United States of America and all foreign countries, in and to the invention as described in the aforesaid application, and to the said application and to all subsequent applications based thereon including any and all continuations, divisions, reissues, and substitutes of said application, and all resulting patents, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres; and the ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns, and legal representatives. It is understood and agreed that ASSIGNEE'S attorneys Nixon & Vanderhye P.C. have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention;

ASSIGNORS hereby agree to transfer a like interest upon request of said ASSIGNEE, its successors, assigns, and legal representatives, and without further remuneration, in and to any improvements, and applications for patents based thereon, growing out of or related to the said invention;

ASSIGNORS hereby agree to execute any papers by ASSIGNEE, its successors, assigns, and legal representatives, deemed essential to ASSIGNEE'S full protection and title in and to the invention hereby transferred; and

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ASSIGNORS hereby agree, upon request of ASSIGNEE, and without further remuneration, to execute any and all papers desired by ASSIGNEE, for the filing and granting of foreign applications and the perfecting of title thereto in ASSIGNEE.

AGREED and executed as noted below:

MAR 15, 2004
Date

Witnessed by:

Daniel L. Henry
Name:

15 March 2004
Date

Witnessed by:

Daniel L. Henry
Name:

Andrew Jay Bean
Andrew Jay Bean

March 15, 2004
Date:

James Latin Smith
James Latin Smith

March 15, 2004
Date:

COPY